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06-19-02

CPA/1600

PTO/SB/29 (8-00)

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CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL <i>Submit an original, and a duplicate for fee processing.</i> (Only for Continuation or Divisional applications under 37 CFR 1.53(d))		CHECK BOX, if applicable: <input checked="" type="checkbox"/> DUPLICATE
Address to: Commissioner for Patents Box CPA Washington, DC 20231	Attorney Docket No. Of Prior Application	Cell 4.20 CIP2
	First Named Inventor	Jakobovits et al.
	Examiner Name	Huynh, P.
	Group Art Unit	1644
	Express Mail Label No.	ET205462169US

This is a request for a ☒ continuation or ☐ divisional application under 37 CFR 1.53(d),
(continued prosecution application (CPA)) of prior application number 09/187,693,
filed on November 5, 1998, entitled Human Monoclonal Antibodies to Epidermal Growth Factor Receptor

NOTES

FILING QUALIFICATIONS: The prior application identified above must be a nonprovisional application that is either: (1) complete as defined by 37 CFR 1.51(b), or (2) the national stage of an international application in compliance with 35 U.S.C. 371. Effective May 29, 2000, a CPA may only be filed in a utility or plant application if the prior nonprovisional application was filed before May 29, 2000. A CPA may be filed in a design application regardless of the filing date of the prior application. See "Request for Continued Examination Practice changes to a Provisional Application Final Practice," Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office (Apr. 11, 2000).

C-I-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 CFR 1.53(d), but must be filed under 37 CFR 1.53(b).

EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 CFR 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

35 U.S.C. 120 STATEMENT: In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 CFR 1.78(a).

1. ☐ Enter the unentered amendment previously filed on _____
under 37 CFR 1.116 in the prior nonprovisional application.
2. ☐ A preliminary amendment is enclosed.
3. This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
 - a. ☐ **DELETE** the following inventor(s) named in the prior nonprovisional application:

 - b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. ☐ A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
5. Information Disclosure Statement (IDS) is enclosed. **06/20/2002 CCHAU1 00000023 010038 09187693**
 - a. ☐ PTO-1449 **01 FC:131 740.00 CH**
02 FC:102 168.00 CH
 - b. ☐ Copies of IDS Citations

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Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Box CPA, Washington, DC 20231.

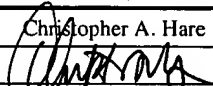
CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS (37 CFR 1.16(c) or (j))	7-20* =		r \$ ____ =	\$
	INDEPENDENT CLAIMS (37 CFR 1.16(b) or (j))	5-3** =	2	r \$84=	168
	MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))			r \$ ____ =	
				BASIC FEE (37 CFR 1.16)	740
				Total of above Calculations =	
	Reduction by 50% for filing by small entity (Note 37 CFR 1.9, 1.27, 1.28).				
	*Reissue claims in excess of 20 and over original patent. *Reissue independent claims over original patent.			TOTAL =	908

Small entity status: Applicant claims small entity status. See 37 CFR 1.27.

7. ☒ The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 010038:
- a. ☒ Fees required under 37 CFR 1.16.
 - b. ☒ Fees required under 37 CFR 1.17.
 - c. ☐ Fees required under 37 CFR 1.18.
8. ☐ A check in the amount of \$ ____ is enclosed.
9. ☐ Applicant requests suspension of action under 37 CFR 1.103(b) (fee under 37 CFR 1.17(j) enclosed).
- 10.a. ☐ Receipt for Facsimile Transmitted CPA (PTO/SB/29A)
- b. ☒ Return Receipt Postcard (Should be specifically itemized, See MPEP 503)
11. ☒ Other: Petition for Three Month Extension of Time

NOTE: *The prior application's correspondence address will carry over to this CPA
UNLESS a new correspondence address is provided below.*

12. NEW CORRESPONDENCE ADDRESS				
<input type="checkbox"/> Customer Number or Bar Code Label		or <input type="checkbox"/> New correspondence address below		
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13. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED	
NAME (Print/Type)	Christopher A. Hare
SIGNATURE	
REGISTRATION NO. (Attorney/Agent)	37,637
DATE	June 18, 2002

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I hereby certify that this correspondence is, on the date shown below, being deposited with the United States Postal Service via "Express Mail Post Office to Addressee" service under 37 CFR 1.10 and is addressed to the Assistant Commissioner for Patents, Washington D.C. 20231

Date: 6-18-02 Signature: Cristina McKennard

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